

IN THE IOWA DISTRICT COURT IN AND FOR HARRISON COUNTY

THE STATE OF IOWA
THE CITY/COUNTY OF HARRISON
vs.

Before Magistrate Rencor

Criminal Number _____

Cody Metzker - Madsen

COMPLAINT AND AFFIDAVIT

Logan, IA 51546

The defendant is accused of the crime of
Murder in the first degree _____ in violation of Section
707.2 of the Iowa Criminal Code _____ 2011 _____ in that the defendant
on or about the 31st day of August, 2013 (at approximately 7:00 o'clock
pm), at location: wooded area adjacent to _____ Iowa,
in Harrison County, did unlawfully, willfully, deliberately, and with premeditation kill another person.

THEREFORE, Complainant requests that said defendant, subject to bail or conditions of release where applicable,
(1) be arrested or that other lawful steps be taken to obtain Defendants appearance in court; or
(2) be detained, if already in custody, pending further proceedings;
and that said Defendant otherwise be dealt with according to law.

Complainant

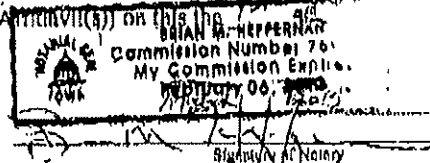
Signature of Complainant

STATE OF IOWA, County of HARRISON ss., AFFIDAVIT

I, the undersigned, being duly sworn, state that the following facts known by me or told to me by other reliable persons form the
basis for my belief that the Defendant committed this crime.

On Saturday August 31, 2013, at approximately 7:14 pm, a 911 call was placed to the Harrison County Communication Center requesting officers at
_____ in Logan to look for an injured boy. Upon arrival deputies discovered 3 year old Dominic Elkins deceased with what appeared
to be multiple injuries to his head and torso.
Seventeen year old Cody Metzker-Madsen was able to lead family members directly to the body which was located in the bottom of a ravine.
Shortly before deputies arrived on scene, Metzker-Madsen, was seen with blood spatter on his face but no signs of injuries were noted. Metzker-
Madsen made statements that he was 'playing bricks' with Elkins when he witnessed Elkins hitting himself in the head with a brick causing injuries.
Deputy Brad Sleek noticed the Metzker-Madsen had blood on his shirt.
Metzker-Madsen also changed his story as to what happened.

Subscribed and sworn to before me by the person(s) signing this Complaint (and Affirmation(s)) on this the _____ day of _____, 2013



Complaint and affidavit(s) filed and probable cause found that the defendant committed the offense charged.

Magistrate

STATE OF IOWA, COUNTY OF HARRISON

STATE OF IOWA

VS.

Before Judge, Magistrate Jesse A. ReaderColby Metzger - Metzger

Criminal Case Number _____

Defendant

RECORD OF INITIAL APPEARANCE OF DEFENDANT

On this 1st day of September 2013, the defendant Colby Metzger - MetzgerAppears before Jesse A. Reader Magistrate to answer to the charge ofMurder, 1st degree having been charged by a complaint dated the

1st Day of September 2013 which is triable in this court. The Magistrate informs the defendant as required by Rule 2(2) of the R.Cr. P. of the defendant's right to retain counsel, of the defendant's right to request the appointment of counsel if the defendant is unable by reason of indigence to obtain counsel, of the general circumstances under which the defendant may secure pretrial release of defendant's rights to review any conditions imposed on the defendant's release and that he or she is not required to make a statement and that any statement made by the defendant may be used against him or her as all evidence by signature hereto affixed.

Magistrate Jesse Reader

The Magistrate finds from the complaint there is probable cause to believe that an offense has been committed and that the defendant has committed it. The defendant having requested the appointment of counsel and having demonstrated the right therefore pursuant to Section 936a.4 of the Code _____ Attorney is hereby appointed to represent the defendant.

The Magistrate informs the defendant that he/she is entitled to a preliminary hearing unless the defendant is indicted by a grand jury or a trial information is filed against him/her or he/she waives the preliminary hearing

- ☐ A. The defendant waives preliminary hearing and is held to answer in further proceedings
☒ B. The defendant is informed of preliminary hearing to be held September 9, 2013
At 11:00 AM at Harrison County Courthouse in Logan Iowa

Magistrate Jesse Reader

WAIVER OF PRELIMINARY HEARING

On this _____ day of _____, 20____, I, _____

Being informed of my rights to a preliminary hearing with respect to the above charge unless indicted by a grand jury or a trial information is filed against me, I hereby waive my rights to such a preliminary hearing.

Defendant _____



13-09-03 11:31

c 0 >> 712 642 2776

NO. 1112 P 1/3
Cody Metzger - Madson

New Case - (simple misdemeanor) (Indictable)

-Mall summons -

[Redacted] Legend IA 51546

-Issue warrant - 5th degree theft, failure to appear, failure to pay

Bond \$ _____ Other _____

X -Defendant appeared (In custody of Sheriff Dept.) and advised of rights

-Signed waiver of counsel

-Amended to _____

-Plea of (not) guilty

-U for uncontested hearing _____ C for contested hearing _____

X -Trial set for _____

X -Preliminary hearing set for 09/09/13 @ 11 AM

-Defendant requests a court appointed attorney, Granted - Denied

Attorney appointed TPD

X -Bond set at \$ 500,000

-Defendant released on recognizance bond,

X -Warrant of commitment issued.

-Mittimus issued.

-Fine _____ Surcharge _____ Costs _____ Law Enforcement

Initiative Surcharge _____ Restitution _____ TOTAL _____

-Defendant granted time to pay,

-Defendant sentenced to _____ days with _____ days suspended.

-Deferred sentence,

-Probation one year.

Code 124
Code 714
Code 716

-Notices sent.

-No contact order issued _____ (victim)

This is a STATE OF IOWA VS. Cody Metzger - Madson

CITY OF _____ VS. _____
(traffic) of (non-traffic)

John Bender 9/10/13
MAGISTRATE